

RESOLUTION NO. 216-19

A RESOLUTION OF THE CITY OF DELRAY BEACH, FLORIDA APPROVING AMENDMENT NUMBER 4 TO THE AGREEMENT WITH PLAYERS INTERNATIONAL MANAGEMENT, INC.; AUTHORIZING THE CITY MANAGER TO TAKE ALL ACTIONS NECESSARY TO EFFECTUATE THIS AMENDMENT; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, on March 6, 2007, the City entered into an Agreement with Players International Management, Inc. ("PIM") for its non-exclusive right to use the City of Delray Beach's tennis facilities for tennis events ("Agreement"); and

WHEREAS, the original Agreement between the City and PIM has been previously amended three times; and

WHEREAS, the services provided by PIM are unique and have generated millions of dollars to the local economy over the years; and

WHEREAS, the City Commission of the City of Delray Beach finds that a bid waiver is (and was) appropriate, that full and open competition of the services offered by PIM is not in the City's best interest and that waiver of the competitive process is appropriate under the circumstances; and

WHEREAS, the City Commission of the City of Delray Beach ratifies the Agreement between the City of Delray Beach and Players International Management, Inc., including the amendments thereto, in authorizing this Amendment Number 4; and

WHEREAS, the City Commission deems approval of this Resolution to be in the best interest of the health, safety, and welfare of the residents and citizens of the City of Delray Beach and the public at large.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AS FOLLOWS:

Section 1. The foregoing recitals are hereby affirmed and ratified.

Section 2. The City Commission of the City of Delray Beach has reviewed and hereby approves Amendment No. 4 to the Agreement between the City and Players International Management, Inc., which is attached to this resolution as Exhibit "A".

Section 3. The City Commission authorizes the City Manager to take any and all actions necessary to effectuate this Amendment.

Section 4. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED in regular session on the ____ day of _____, 2019.

ATTEST:

Shelly Petroliia, Mayor

Katerri Johnson, City Clerk

Approved as to form and legal sufficiency:

Lynn Gelin, City Attorney